

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
02-20437 CR-KING
CASE NO. _____
18 USC 2422(b)

MAGISTRATE JUDGE
O'SULLIVAN

UNITED STATES OF AMERICA

v.

DONALD KENT

INDICTMENT

The Grand Jury charges that:

COUNT 1

On or about May 6, 2002, in Miami-Dade County, in the Southern District of Florida, the
defendant,

DONALD KENT,

did knowingly and intentionally by means of a facility of interstate commerce, that is, by computer
via the Internet, attempt to persuade, induce, entice, and coerce a person who has not attained the age
of 18 years to engage in a sexual activity for which any person can be charged with a criminal
offense; in violation of Title 18, United States Code, Section 2422(b).

A TRUE BILL

Grace Davis

FOREPERSON

Guy A. Lewis

GUY A. LEWIS
UNITED STATES ATTORNEY

Yvonne Rodriguez-Schack

YVONNE RODRIGUEZ-SCHACK
ASSISTANT UNITED STATES ATTORNEY

6
md

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

02-20437 CR-KING

v.

DONALD KENT

CERTIFICATE OF TRIAL ATTORNEY

*STRATE JUDGE
O'SULLIVAN.

Superseding Case Information:

Court Division: (Select One)

☒ Miami ☐ Key West
☐ FTL ☐ WPB ☐ FTPNew Defendant(s) Yes ☐ No ☐
Number of New Defendants ☐
Total number of counts ☐

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.

2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) NO
List language and/or dialect _____4. This case will take 3 days for the parties to try.5. Please check appropriate category and type of offense listed below:
(Check only one) (Check only one)

I	0 to 5 days	<input checked="" type="checkbox"/>	Petty	<input type="checkbox"/>
II	6 to 10 days	<input type="checkbox"/>	Minor	<input type="checkbox"/>
III	11 to 20 days	<input type="checkbox"/>	Misdem.	<input type="checkbox"/>
IV	21 to 60 days	<input type="checkbox"/>	Felony	<input checked="" type="checkbox"/>
V	61 days and over	<input type="checkbox"/>		

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Judge: _____ Case No. _____
(Attach copy of dispositive order)Has a complaint been filed in this matter? (Yes or No) Yes

If yes:

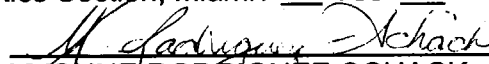
Magistrate Case No. 02-2624-DUBF

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of 5/6/02

Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) No7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? Yes ☒ No ☐ If yes, was it pending in the Central Region? Yes ☐ No ☐8. Did this case originate in the Narcotics Section, Miami? Yes ☒ No ☐

 YVONNE RODRIGUEZ-SCHACK
 ASSISTANT UNITED STATES ATTORNEY
 Florida Bar No. 0794686

*Penalty Sheet(s) attached

REV.6/27/00

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

~~PENALTY SHEET~~

02-20437 CR-KING

Defendant's Name: DONALD KENT

Case No: _____
MAGISTRATE JUDGE
O'SULLIVAN

Count #: I: USING THE INTERNET IN AN ATTEMPT TO INDUCE A MINOR TO ENGAGE IN
CRIMINAL SEXUAL ACTIVITY

Title 18, United States Code, Section 2422(b)

*Max Penalty: Fifteen (15) years' imprisonment

FILED BY
02 MAY 15 PM 5:00
CLERK OF COURT
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

*Refers only to possible terms of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.

02-20437

CR KING

MAGISTRATE JUDGE
O'SULLIVAN

UNITED STATES DISTRICT COURT

Southern District of Florida

Division

THE UNITED STATES OF AMERICA

vs.

DONALD KENT

INDICTMENT

In violation of:
18 U.S.C. § 2422(b)

A true bill.

David David
02-03(MIA)

Foreman


Filed in open court this day,

of A.D. 2002

Christina 5/16/02
Clerk

Bail, \$

Federal Grand Jury
Indictment Number
0203-MCN-33

FILED BY 
MAY -8 PM 3:49 D.C.
CLERK U.S. DIST. CT.
S.D. OF FL. - MIAMI

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

MIAMI DIVISION

CASE NO. 02-2624-Dubé

UNITED STATES OF AMERICA,

Plaintiff,

v.

DONALD KENT,

Defendant.

_____ /

**DEFENDANT'S INVOCATION OF
RIGHT TO SILENCE AND COUNSEL**

The defendant named above does hereby invoke his rights to remain silent and to counsel with respect to any and all questioning or interrogation, regardless of the subject matter, including, but not limited to, matters that may bear on or relate to arrest, searches and seizures, bail, pretrial release or detention, evidence at trial, guilt or innocence, forfeitures, or that may be relevant to sentencing, enhanced punishments, factors applicable under the U. S. Sentencing Guidelines, restitution, immigration status or consequences resulting from arrest or conviction, appeals or other post-trial proceedings.

The defendant requests that the U. S. Attorney ensure that this invocation of rights is honored, by forwarding a copy of it to all law enforcement agents, government officials, or

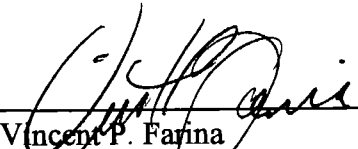


employees associated with the investigation of any matters relating to the defendant. Any contact with the defendant must be made through the defendant's lawyer, undersigned counsel.

Respectfully submitted,

KATHLEEN M. WILLIAMS
FEDERAL PUBLIC DEFENDER

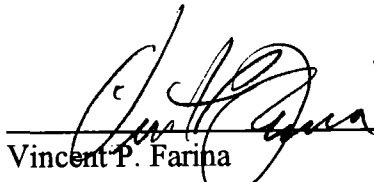
BY:



Vincent P. Farina
Assistant Federal Public Defender
Florida Bar No. 0784370
150 West Flagler Street
Suite 1700
Miami, Florida 33130-1555
Tel: 305-530-7000
Fax: 305-536-4559

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing has been served via U.S. Mail upon the United States Attorney's Office, 99 N. E. 4th Street, Miami, Florida 33132-2111, this 26 day of May, 2002.



Vincent P. Farina

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

APPEARANCE BOND: 50,000. RCB

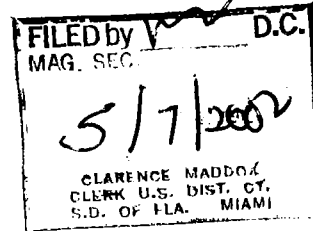
CASE NO.: 02-2624-R.L.D.

UNITED STATES OF AMERICA

Plaintiff,

v.

Donald Kent Defendant,



I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of

\$ 50,000. RCB.

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review, which shall remain in full force and effect until such time as the court shall order otherwise.

2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of this bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court, or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: **Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.**

3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.

4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.

5. Shall not commit any act in violation of state or federal laws.

[Handwritten signature]

DEFENDANT:

Donald Kent

CASE NUMBER:

02-2624-RLD

PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☒ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: ☒ as directed or _____ times in person and _____ times by telephone;
- ☐ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ☐ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ☐ e. Participate in mental health assessment and/or treatment;
- ☐ f. Participate and undergo a sex offense specific evaluation and treatment;
- ☐ g. Maintain or actively seek full-time employment; NO Internet Access / no Computer Access in Home or Public
- ☐ h. Maintain or begin an educational program;
- ☐ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ☐ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☐ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ☐ l. May not visit commercial transportation establishment: airports, seaport/marinas, commercial bus terminals, train stations, etc.;
- ☐ m. No access to the internet via any type of connectivity device (i.e. computers, pda's, cellular phones, tv's), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ☒ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which () will not or ☒ will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay () or paid for by Pretrial Services ☒.
- ☐ Curfew: You are restricted to your residence every day from _____ to _____, or as directed by the Court.
- ☒ Home Detention: You are restricted to your residence at all times except for: () medical needs or treatment, () court appearances, () attorney visits or court ordered obligations, and () other Electronic Monitoring.
- ☐ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community corrections center and abide by all the rules and regulations of the program.
You are restricted to the halfway house at all times except for: () employment; () education; () religious services; () medical, substance abuse, or mental health treatment; () attorney visits; () court appearances; () court ordered obligations; () reporting to Pretrial Services; and () other _____.
- ☐ p. May travel to and from: _____, and must notify Pretrial Services of travel plans before leaving and upon return.
- ☐ q. Comply with the following additional conditions of bond:

NO Un-Supervised Access to Mailing

DEFENDANT:

Donald Kent

CASE NUMBER:

02-2624-RLO

PAGE THREE

PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bail posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.

DEFENDANT: Donald KentCASE NUMBER: 02-2624-Duce.

PAGE FOUR

PENALTIES AND SANCTIONS APPLICABLE TO SURETIES

Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

SIGNATURES

I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

Signed this 7 day of May, 20 02, at Miami, Florida.
 Signed and acknowledged before me: DEFENDANT: (Signature) [Signature]
 WITNESS: ADDRESS: 3025 S.W. 74 Terrace
Miami, FL ZIP 33142
305-530-7000 ZIP 305-740-0694
241, 41

CORPORATE SURETY

Signed this _____ day of _____, 20____, at _____, Florida.
 SURETY: _____ AGENT: (Signature) _____
 ADDRESS: _____ PRINT NAME: _____
 _____ ZIP _____ TELEPHONE: _____

INDIVIDUAL SURETIES

Signed this _____ day of _____, 20____, at _____, Florida.
 SURETY: (Signature) _____ Signed this _____ day of _____, 20____, at _____, Florida.
 PRINT NAME: _____ SURETY: (Signature) _____
 RELATIONSHIP TO _____ PRINT NAME: _____
 DEFENDANT: _____ RELATIONSHIP TO _____
 ADDRESS: _____ DEFENDANT: _____
 _____ ZIP _____ ADDRESS: _____
 _____ ZIP _____
 TELEPHONE: _____ TELEPHONE: _____

APPROVAL BY COURTDate: 7 May 02[Signature]
UNITED STATES MAGISTRATE JUDGE

koia.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**
CASE NO. 02-2624-Dub

UNITED STATES OF AMERICA

Plaintiff,

v.

ORDER ON INITIAL APPEARANCELanguage EnglishTape No. 02H-26-969AUSA Matthew Mandel

Agent _____

DONALD KENT

Defendant.

DOB: 8/12/48

Reg #68606-004

The above-named defendant having been arrested on 5/6/02 having appeared before the court for initial appearance on 5/7/02 and proceedings having been held in accordance with **F.R.C.P. 5 or 40(a)**, it is thereupon

ORDERED as follows:

1. _____ appeared as permanent/temporary counsel of record.

Address: _____

Zip Code: _____ Telephone: _____

2. alper appointed as permanent counsel of record.Address: 150 W. Flagler StZip Code: 33130 Telephone: 305-530-7000

3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 A.M. on _____, 2002.

4. ~~Arraignment/Preliminary~~ Removal/Identity hearing is set for 10am 5/24, 2002.

5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because _____

A detention hearing, pursuant to 18 U.S.C. Section 3142(f), is set for 10am, 2002.

6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:

\$ 50,000 BSB - (no sig led)

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

☒ a. Surrender all passports and travel document to the Pretrial Services Office.☒ b. Report to Pretrial Services as follows: _____ times a week by phone, _____ time a week in person;other: as directed☐ c. Submit to random urine testing by Pretrial Services for the use of non-physician-prescribed substances prohibited by law.☐ d. Maintain or actively seek full time gainful employment.3/5/02

DONALD KENT

- ☐ e. Maintain or begin an educational program.
- ☐ f. Avoid all contact with victims of or witnesses to the crimes charged.
- ☐ g. Refrain from possessing a firearm, destructive device or other dangerous weapon.
- ☐ h. Comply with the following curfew: _____
- ☐ i. Avoid all commercial transportation facilities; no airports, no marinas, no bus terminals.
- ☒ j. Comply with the following additional special conditions of this bond: NO Internet access, NO Computer access in home or public, NO unsupervised access to home confinement, else mon. paid by \$75


This bond was set: At Arrest _____
On Warrant _____
After Hearing _____

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is _____

____ If this space is checked, an evidentiary hearing pursuant to United States v. Nebbia, 357, F.2d 303 (2 Cir. 1966) shall be held prior to the posting of the bond. Such hearing shall be scheduled promptly upon notification to the court that the defendant is ready to post bond.

7. The defendant has been advised by the court that if he or she is released on bond pursuant to the conditions set forth herein or those later ordered by the court, the defendant is subject to arrest and revocation of release and to various civil and criminal sanctions for any violation of those conditions. These various sanctions and penalties are set forth more fully in the Appearance Bond itself.
8. The defendant is committed to the custody of the United States Marshal until an appearance bond has been executed in accordance with this or subsequent court order.

DONE AND ORDERED at Miami, Florida, this 7th day of May 2002 .


**UNITED STATES MAGISTRATE JUDGE
ROBERT L. DUBE'**

c: Assistant U.S. Attorney
Defendant
Counsel
U.S. Marshal
Pretrial Services/Probation

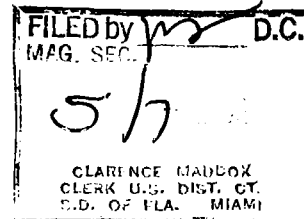
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 02-2624-RLO

UNITED STATES OF AMERICA

vs.

DONALD KENT



CRIMINAL COVER SHEET

1. Did this case originate from a matter pending in the United States Attorney's Office prior to April 1, 1999? ☐ Yes ☒ No
2. Did this case originate from a matter pending in the Central Region of the United States Attorney's Office prior to April 1, 1999? ☐ Yes ☒ No

Respectfully submitted,

GUY A. LEWIS
UNITED STATES ATTORNEY

BY:


YVONNE RODRIGUEZ-SCHACK
ASSISTANT UNITED STATES ATTORNEY
Florida Bar Number 0794686
99 N. E. 4th Street
Miami, Florida 33132-2111
TEL (305) 961-9014
FAX (305) 530-7976



United States District Court

SOUTHERN

DISTRICT OF

FLORIDA

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

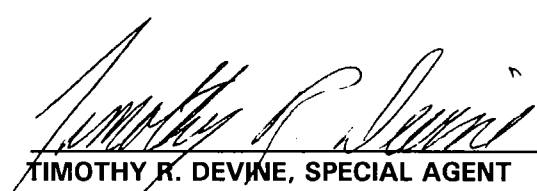
DONALD KENT

CASE NUMBER: 02-2624-RLD

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about May 6, 2002, in Miami-Dade County, in the Southern District of Florida, the defendant did knowingly use a facility and means of interstate and foreign commerce, that is, a computer through the Internet, to attempt to persuade, induce, entice, or coerce a person who had not attained the age of 18 years to engage in a sexual activity for which any person can be charged with a criminal offense, in violation of Title 18, United States Code, Section 2422(b).

I further state that I am a Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT


TIMOTHY R. DEVINE, SPECIAL AGENT
UNITED STATES SECRET SERVICE
MAY 7, 2002

Sworn to before me, and subscribed in my presence,

MAY 7, 2002

Date

at Miami, Florida

City and State

ROBERT L. DUBÈ
UNITED STATES MAGISTRATE JUDGE
Name and Title of Judicial Officer


Signature of Judicial Officer

AFFIDAVIT

I, Timothy R. Devine, being first duly sworn upon oath, do hereby depose and state as follows:

1. I am a Special Agent of the United States Secret Service (USSS) and have been so employed for since April of 1999. I am currently assigned to the Miami Field Office of the USSS. My duties include the investigation of computer fraud and Internet related crimes. I submit this affidavit based upon information known to me personally from investigation, as well as information obtained from others who have investigated this matter and/or have personal knowledge of the facts herein.
2. This investigation is part of an undercover operation initiated by the Miami Electronic Crimes Task Force. I have participated in this investigation, spoken with other law enforcement agents, and have reviewed documents and transcripts of Internet communications related to this investigation. Because this affidavit is being submitted for a limited purpose of establishing probable cause, I have not included every aspect, fact, or detail of this investigation. I know from my training and experience that "Yahoo" Internet Relay Chat is a computer program that permits individuals with access to the Internet to electronically communicate with each other in real time ("chats"). Users of this program choose names with which to identify themselves ("nicknames" or "screen names") during communications with other users.
3. On 05/06/02, I was signed into the Yahoo Internet Relay Chat on a computer at the United States Secret Service Miami Field Office and utilizing the female undercover name "Hialeahnina13." I entered the Miami Room of Yahoo Internet Relay Chat and was contacted via private message by the user identifying himself as "Longpass58." During this chat, I identified "Hialeahnina13" as a 13-year-old female and "Longpass58" identified himself as a ~~54~~-year-old male who resided in Miami.

44

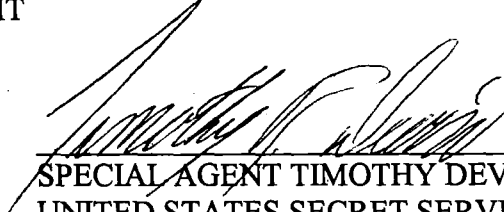
TRD
5-7-02
1:21 pm

"Longpass58" stated he wanted to meet "Hialeahnina13" for the purpose of engaging in sexual activity and described the sexual activity. Agents arranged to meet "Longpass58" on 05/06/02 at 5:30 P.M. in the parking lot behind the Publix Supermarket, located at the corner of NW 58th street and 107th Avenue in Miami. "Longpass58" stated he would be driving a tan 1985 Toyota Hatchback and wearing a baseball hat. "Hialeahnina13" advised "Longpass58" she would be wearing jeans, a white T-shirt, and a baseball hat.

4. Continuing on 05/06/02, at 5:15 P.M., Agents of this service instituted surveillance of the Publix Supermarket, located at the corner of NW 58th Street and 107th Avenue in Miami. A female undercover Agent, posing as "Hialeahnina13," positioned herself in the parking area behind the Publix Shopping Center. At 5:30 P.M. Agents observed a tan Toyota entering the Publix Shopping Center. The tan Toyota entered the back parking area of the Publix Shopping Center, approached the undercover Agent and stopped in front of the undercover Agent. Agents noticed the driver was wearing a baseball hat. The driver of the tan Toyota asked the undercover Agent "Are you Nina?" Agents approached the vehicle, identified themselves, and detained the driver.
5. The driver, identified as DONALD KENT, age 54, was interviewed at the Miami Field Office. Prior to questioning, KENT was advised of his Miranda rights, which he stated he understood and waived verbally and in writing. KENT stated he utilizes the username "Longpass58" for Yahoo Internet Relay Chat. KENT stated on 05/06/02 he initiated contact on "Yahoo" Internet Relay Chat with "Hialeahnina13" and believed she was a 13-year old or 14-year old female. KENT stated he asked "Hialeahnina13" to meet him for the purpose of engaging in sexual activity. KENT stated he traveled to the Publix Shopping Center to engage in sexual activity with "Hialeahnina13."

6. Based upon the conduct described herein, there is probable cause to believe that DONALD KENT knowingly persuaded, induced, enticed and coerced an individual to travel in interstate or foreign commerce to engage in sexual activity for which any person can be charged with a criminal offense, in violation of Title 18, United States Code, Section 2422(b).

FURTHER AFFIANT SAYETH NAUGHT


SPECIAL AGENT TIMOTHY DEVINE
UNITED STATES SECRET SERVICE

SWORN TO BEFORE ME
THIS 7th DAY OF MAY, 2002.


ROBERT L. DUBÉ
UNITED STATES MAGISTRATE JUDGE

SOUTHERN DISTRICT OF FLORIDA

Attachment B

UNITED STATES OF AMERICA)
Plaintiff)

CASE NUMBER: CR

02-2624-

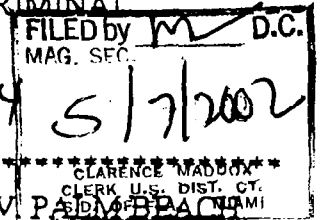
-VS-

REPORT COMMENCING CRIMINAL
ACTION

KENT, DONALD

Defendant

68606-004

TO: CLERK'S OFFICE
U.S. DISTRICT COURT

MIAMI

FT. LAUDERDALE
(circle one)

W

PADA BEACH

NOTE: CIRCLE APPROPRIATE LOCATION FOR APPEARANCE IN MAGISTRATES
COURT ABOVE.

COMPLETE ALL ITEMS. INFORMATION NOT APPLICABLE ENTER N/A.

- (1) DATE AND TIME OF ARREST: 5-6-02 - 5:30 a.m./p.m. (p.m.)
- (2) LANGUAGE(S) SPOKEN: English
- (3) OFFENSE(S) CHARGED: 18 USC 2422(B) - Luring, Enticing
A minor for the purpose of sexual activity
- (4) UNITED STATES CITIZEN: X YES () NO () UNKNOWN
- (5) DATE OF BIRTH: 8-12-48
- (6) TYPE OF CHARGING DOCUMENT: (CHECK ONE)
☐ INDICTMENT ☒ COMPLAINT CASE # _____
☐ BENCH WARRANT FOR FAILURE TO APPEAR
☐ PAROLE VIOLATION WARRANT
 ORIGINATING DISTRICT: Southern Dist. of FL
 COPY OF WARRANT LEFT WITH BOOKING OFFICER? ☐ YES ☐ NO

AMOUNT OF BOND: \$ _____ WHO SET BOND? _____

- (7) REMARKS: _____
- (8) DATE: 5-6-02 (9) ARRESTING OFFICER: Timothy Devine
- (10) AGENCY: USSS (11) PHONE #: 305-629-1851
- (12) COMMENTS: _____